IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO. 3673 OF 2007

The State of Maharashtra .... Applicant

versus

Shankar Natha Suryawanshi ..... Respondent.

Shri S.R.Shinde APP for applicant.

CORAM; A.P. DESHPANDE, J.
DATED: 20TH NOVEMBER, 2007

P.C.;

1. By the present application, State of Maharashtra is seeking leave to file appeal against the judgment and order passed by the JMFC, Karad, District Satara. Perusal of section 378 of Cr.P.C. would reveal that appeal would lie to the Court of Sessions from the order of acquittal passed by the Magistrate. Thus the learned APP submits that identical order, which has been passed in a bunch of Criminal Applications dated 17-11-2006, be passed. In the result, I direct that this application along with its accompaniments be returned to the learned APP for presentation to the proper court.

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